

UNITED STATES OF AMERICA,)	CASE NO. 8:06CR202
)	
Plaintiff,)	
)	
vs.)	MEMORANDUM
)	AND ORDER
)	
ANTHONY BIRDINE,)	
)	
Defendant.)	

On April 20, 2010, the Court issued a Judgment denying the Defendant's § 2255 motion. Claims One, Three, and Four were dismissed on initial review, and Claim Two was denied on its merits. The Court denied the Defendant's motion for reconsideration. This Court and the Eighth Circuit Court of Appeals denied the Defendant's motion for a certificate of appealability. On January 12, 2011, the Eighth Circuit denied the Defendant's petition for rehearing en banc and for rehearing by the panel.

IT IS ORDERED:

1. The Defendant's motion to reopen his § 2255 proceeding (Filing No. 149) is denied; and

2. The Clerk is directed to mail a copy of this Memorandum and Order to the Defendant at his last known address.

DATED this 4th day of April, 2012.

BY THE COURT:

s/Laurie Smith Camp
Chief United States District Judge